# Case 1:04-md-174442FJFMS TACTIFICATION FACTOR FACTOR PAGE 1 of 14 JUDICIAL PANEL ON MULTIDISTRICT COURT U.S. DISTRICT COURT AND MARYLAND

CHAIRMAN: Judge Wm. Terrell Hodges United States District Court Middle District of Florida

MEMBERS: Judge John F. Keenan United States District Court Southern District of New York

Judge Bruce M. Selya United States Court of Appeals First Circuit

Judge D. Lowell Jensen United States District Court Northern District of California Judge J. Frederick Motz United States District Court District of Many land [8]

Judge Robert L. Miller, Jr. United States District Court Northern District of Indiana

Judge Kathryn H. Vrant ALTIMORE United States District Court District of Kansas DIRECT REPLY TO:

A 11:06

CFFICE

Michael J. Beck Clerk of the Panel One Columbus Circle, NE Thurgood Marshall Federal Judiciary Building Room G-255, North Lobby Washington, D.C. 20002

Telephone: [202] 502-2800 Fax: [202] 502-2888

http://www.jpml.uscourts.gov

February 20, 2004

Ms. Felicia C. Cannon
United States District Court
Edward A. Garmatz Federal Building
United States Courthouse
101 West Lombard Street
Baltimore, MD 21201-2690

Re: MDL-1586 -- In re Mutual Funds Investment Litigation

(See Attached Schedule G of Order)

Dear Ms. Cannon:

Enclosed is one certified and additional copies of an order filed by the Panel under 28 U.S.C. § 1407. Section 1407 requires that the transferee clerk "transmit a certified copy of the Panel's order to transfer to the clerk of the district court from which the action is being transferred." A copy of Rule 1.6 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 428 (2001), which deals specifically with the transfer of files, is enclosed for your convenience. Please note, however, that the Panel's order, at footnote 8, partially suspends Rule 1.6 (a) for this litigation. Also enclosed are a complete set of the Panel Rules and a copy of Chapter 12 of Volume 1, Clerks Manual, United States District Courts.

The Panel Clerk's Office maintains the only statistical accounting of multidistrict litigation traffic in the federal courts. These statistics are used by the Administrative Office of the United States Courts and the Judicial Conference. Therefore, your cooperation in keeping the Panel advised of the progress of this litigation would be appreciated. We are particularly interested in receiving the docket numbers assigned to each action by your court, the caption and docket numbers of all actions originally filed in your district, and receiving copies of orders regarding settlements, dismissals, further transfers under 28 U.S.C. §§ 1404(a) or 1406, reassignments to other judges in your district, etc.

Your attention is also directed to Panel Rule 7.6, regarding termination and remand of transferred actions. Upon a finding by the transferee judge that remand of a transferred action is appropriate, this office will promptly file conditional remand orders when appropriate notification is received from your court.

For your information, I am enclosing a copy of the Panel Attorney Service List. We are also interested in receiving orders appointing liaison counsel or attorney lists used by your court.

Very truly,

Michael J. Becky

Clerk of the Panel

Deputy Clerk

Enclosures

cc: List of Recipients Attached

List of Recipients for

letter addressed to Felicia C. Cannon, Dated February 20, 2004

Re: MDL-1586

Enclosures include Vol. 1, Ch. 12 of the <u>Clerks Manual, U.S. District Courts</u>, Rule 1.6, R.P.J.P.M.L., transfer order, Panel Attorney Service List, and complete Panel <u>Rules</u> to

Chief Judge, Transferee District: Judge Benson Everett Legg, D. Maryland Transferee Judges: Judge J. Frederick Motz, D. Maryland Judge Andre M. Davis, D. Maryland Judge Frederick P. Stamp, Jr., N.D. West Virginia

Enclosures include transfer order only to

Clerk, Hearing District Court: Jack L. Wagner, E.D. California Chief Judge (Other): Judge Irene M. Keeley, N.D. West Virginia

Enclosures include transfer order and Rule 1.6, R.P.J.P.M.L., to

Clerk(s), Transferor District Court(s): J. Michael McMahon, S.D. New York
James R. Manspeaker, D. Colorado
Kenneth J. Murphy, S.D. Ohio
Michael E. Kunz, E.D. Pennsylvania
Michael W. Dobbins, N.D. Illinois
Peter T. Dalleo, D. Delaware
Richard W. Wieking, N.D. California
Robert C. Heinemann, E.D. New York
Sherri R. Carter, C.D. California
Sofron B. Nedilsky, E.D. Wisconsin
Tony Anastas, D. Massachusetts
William T. Walsh, D. New Jersey

Assigned Judge(s), Transferor District Court(s): Judge Harold A. Ackerman, D. New Jersey
Judge Lewis T. Babcock, D. Colorado
Judge Deborah A. Batts, S.D. New York
Judge P. Kevin Castel, S. D. New York
Judge Dennis M. Cavanaugh, D. New Jersey
Judge Charles N. Clevert, Jr., E.D. Wisconsin
Judge Wiley Y. Daniel, D. Colorado
Judge Gary Feess, C.D. California
Judge Gregory L. Frost, S.D. Ohio
Judge Nancy Gertner, D. Massachusetts
Judge Joseph A. Greenaway, Jr., D. New Jersey
Judge Terry J. Hatter, Jr., C.D. California
Judge Faith S. Hochberg, D. New Jersey
Judge John D. Holschuh, S.D. Ohio

Assigned Judge(s), Transferor District Court(s)

Judge Martin J. Jenkins, N.D. California
Judge Barbara S. Jones, S.D. New York
Judge Kent A. Jordan, D. Delaware
Judge Joan Humphrey Lefkow, N.D. Illinois
Judge John C. Lifland, D. New Jersey
Judge Jose L. Linares, D. New Jersey
Judge Edmund V. Ludwig, E.D. Philadelphia
Judge Blanche M. Manning, N.D. Illinois
Judge Charles R. Norgle, Sr., N.D. Illinois
Judge Richard G. Stearns, D. Massachusetts
Judge Joseph L. Tauro, D. Massachusetts
Judge Leonard D. Wexler, E.D. New York
Judge Mark L. Wolf, D. Massachusetts
Judge William G. Young, D. Massachusetts
Judge Rya W. Zobel, D. Massachusetts

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## MDL-1576 -- In re Janus Mutual Funds Investment Litigation

### District of Colorado

Vivian Bernstein v. Janus Capital Management, LLC, et al., C.A. No. 1:03-1798 JFM-04-494 Ronald Abrams, et al. v. Janus Fund, et al., C.A. No. 1:03-1817 JFM-04-495 John G. Hill, Jr. v. Janus Capital Group, Inc., et al., C.A. No. 1:03-1847 JFM-04-496 Leona A. Marini, etc. v. Janus Investment Fund, et al., C.A. No. 1:03-1857 JFM-04-497 Priya Vadehera v. Janus Capital Group, Inc., et al., C.A. No. 1:03-1871 JFM-04-498 Tara Goldstein v. Janus Capital Group, Inc., et al., C.A. No. 1:03-1884 JFM-04-499 Vivian Bernstein v. Janus Capital Management, LLC, et al., C.A. No. 1:03-1909 JFM-04-500

### District of New Jersey

Andrew D. Mule, et al. v. Strong Capital Management, Inc., et al., C.A. No. 2:03-4221 JFM-04 501 Arthur Sylvester v. Janus Capital Group, Inc., et al., C.A. No. 2:03-4261 JFM-04-502 Rhonda Vladimir v. Janus Capital Management, LLC, et al., C.A. No. 2:03-4273 JFM-04-503 May Etsen, et al. v. Janus Fund, et al., C.A. No. 2:03-4369 JFH-04-504 Robert Corvin v. Thomas H. Bailey, et al., C.A. No. 2:03-4384 JFM-04-6505 Herbert Morris, etc. v. Janus Capital Management, LLC, et al., C.A. No. 2:03-4453 JFM-04-506

### Southern District of New York

Carol Pestone v. Janus Capital Group, Inc., et al., C.A. No. 1:03-6760 TFM-04-510
Brian Wormley, et al. v. Janus Capital Group, Inc., et al., C.A. No. 1:03-6790 JFM-04-511
Selma Stone, et al. v. Janus Fund, et al., C.A. No. 1:03-6914 C4-512
James Schultz v. Janus Capital Management, LLC, et al., C.A. No. 1:03-7123 C4-513
Roger L. Bailey v. Janus Capital Management, LLC, et al., C.A. No. 1:03-7125 04-514
Elsie Haig, et al. v. Janus Fund, et al., C.A. No. 1:03-7333 C4-516
Jack Yarbrough, et al. v. Janus Fund, et al., C.A. No. 1:03-7333 C4-516
Nechama Tepfer v. Janus Capital Group, Inc., et al., C.A. No. 1:03-7337

### Eastern District of Pennsylvania

Gloria Steinberg, et al. v. Janus Capital Management, LLC, et al., C.A. No. 2:03-5048 64-518 Tom Kidwell, etc. v. Janus Capital Group, Inc., et al., C.A. No. 2:03-5242 64-519 George P. Tsetsekos, etc. v. Janus Capital Group, Inc., et al., C.A. No. 2:03-5354 64-590

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### MDL-1577 -- In re Strong Mutual Funds Investment Litigation

### District of New Jersey

Andrew D. Mule, et al. v. Strong Capital Management, Inc., et al., C.A. No. 2:03-4221

### Southern District of New York

Selma Stone v. Strong Advisor Common Stock Fund, et al., C.A. No. 1:03-6916 Q4-534

### Eastern District of Wisconsin

Gregory D. Coleman, etc. v. Strong Financial Corp., et al., C.A. No. 2:03-862 04-523

James Blevins v. Strong Capital Management, Inc., et al., C.A. No. 2:03-868 04-532

Thomas R. Jones v. Strong Financial Corp., et al., C.A. No. 2:03-884 04-533

Holly Painter v. Strong Capital Management, Inc., et al., C.A. No. 2:03-895 04-534

Steve LeFavour, etc. v. Strong Financial Corp., et al., C.A. No. 2:03-897 04-535

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# MDL-1582 In re Bank One Mutual Funds Investment Litigation

### Northern District of Illinois

William Pelak v. Bank One Corp., et al., C.A. No. 1:03-6591 04-537

### District of New Jersey

Andrew D. Mule, et al. v. Strong Capital Management, Inc., et al., C.A. No. 2:03-4221 3 RO 1137,UC Andy Yijun Huang, et al. v. One Group Technology Fund, et al., C.A. No. 2:03-4514 04-538

### Southern District of New York

Allan Dworkin v. One Group Technology Fund, et al., C.A. No. 1:03-6915 04-539 Charles Tischler v. Bank One Corp., et al., C.A. No. 1:03-6970 04-540 Amy Bloomfield v. Mark A. Beeson, et al., C.A. No. 1:03-6975 04-541

### Southern District of Ohio

David Brett v. Bank One Corp., et al., C.A. No. 2:03-818 04-542

MDL-1585 In re Bank of America Mutual Funds Investment Litigation

### Central District of California

Leann Lin v. Bank of America Corp., et al., C.A. No. 2:03-6330 04-543 Kathleen A. Sussman, et al. v. Nations Capital Growth Fund, et al., C.A. No. 2:03-6957 04-544 Jean Marie Maggi, et al. v. Bank of America Corp., et al., C.A. No. 2:03-7249 04-545

#### District of New Jersev

John Golisano v. Bank of America Corp., et al., C.A. No. 2:03-4230 04-54 6 Roderick Rohrer v. Nations Capital Growth Fund, et al., C.A. No. 2:03-4496 04-54.7

### Southern District of New York

Samuel T. Cohen v. Nations Capital Growth Fund, et al., C.A. No. 1:03-6847 04-548

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### MDL-1590 -- In re Putnam Mutual Funds Investment Litigation

### Northern District of California

Jacqueline Burton, et al. v. Marsh & McLennan Companies, Inc., et al., C.A. No. 3:03-4973 04-558

### District of Delaware

Zachary Alan Starr, etc. v Putnam Investment Management, Inc., et al., C.A. No. 1:03-1023 04-559

### District of Massachusetts

Diane Saunders v. Putnam American Government Income Fund, C.A. No. 1:03-12086 04-560 Sally A. Bulawsky, et al. v. Marsh & McLennan Companies, Inc., et al.,

04-561 C.A. No. 1:03-12094

Samuel M. Troutman, et al. v. Putnam American Government Income Fund, et al.,

04-562 C.A. No. 1:03-12116

Lawrence E. Jaffe, etc. v. Putnam American Government Income Fund, et al.,

04-563 C.A. No. 1:03-12162

Miranda Zuber, et al. v. Putnam Investment Management, LLC, C.A. No. 1:03-12175 04-564 Sara Gurno, et al. v. Putnam American Government Income Fund, et al.,

C.A. No. 1:03-12196 04-565

Ann Schneps Dubin, et al. v. Putnam Investment Management, LLC, C.A. No. 1:03-12209 04-566 Rochelle Meyer, etc. v. Putnam International Voyager Fund, et al., C.A. No. 1:03-12214 04-567

### Southern District of New York

Shelia Schulman, et al. v. Putnam American Government Income Fund, et al.,

C.A. No. 1:03-8323 04-568

Dawn Maniskas v. Putnam American Government Income Fund, et al., C.A. No. 1:03-8368 04-569 Salvatore Piliere v. Putnam Global Income Trust, et al., C.A. No. 1:03-8407 04-570 Paul Angotta, et al. v. Putnam American Government Income Fund, et al.,

C.A. No. 1:03-8651 04-571 Kristin Garfield v. Putnam American Government Income Fund, et al., C.A. No. 1:03-8683 04-572-Ingeborg Engeler v. Putnam Investments Trust, et al., C.A. No. 1:03-8720 04-573

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### MDL-1591 -- In re Alliance Capital Mutual Funds Investment Litigation

#### District of New Jersey

Milton Pfeiffer v. Alliance Capital Management, L.P., C.A. No. 2:03-4724 04-575

Roger Jee v. Alliance Capital Management Holding, L.P., et al., C.A. No. 2:03-4895 04-576

Marvin Goldfarb v. AllianceBernstein Growth & Income Fund, Inc., et al.,

C.A. No. 2:03-4962 04-577

#### Eastern District of New York

Felicia Bernstein v. Alliance Capital Management Holding, L.P., et al., C.A. No. 2:03-5087 04-578
Robert K. Finnell v. Alliance Capital Management Holding, L.P., et al., C.A. No. 2:03-5345 04-579

#### Southern District of New York

Nada Hindo, et al. v. Alliance Capital Management Holding, L.P., et al.,

C.A. No. 1:03-7765 04-580

George W. Bookhout, et al. v. Alliance Capital Management Holding, L.P., et al.,

C.A. No. 1:03-7955 04-581

Charles Healy v. Alliance Capital Management Holding, L.P., et al., C.A. No. 1:03-8008 04 582.

Richard J. Abt v. Alliance Capital Management Holding, L.P., et al., C.A. No. 1:03-8202 04 -58 3

Tracy Silverman v. Alliance Capital Management Holding, L.P., et al., C.A. No. 1:03-8274 04-584

Marlene Seybold v. Alliance Capital Management Holding, L.P., et al., C.A. No. 1:03-8278 04-585

Martine Stansbery, Jr. v. AXA Financial, Inc., C.A. No. 1:03-8282 04-586

Michael Bernstein, et al. v. Alliance Capital Management Holding, L.P., et al.,

C.A. No. 1:03-8350 04-587

Regina Kopelowitz v. AllianceBernstein Growth & Income Fund, Inc., et al.,

C.A. No. 1:03-8372 04-588

Robin Fernhoff, et al. v. AllianceBernstein Growth & Income Fund, Inc., et al.,

C.A. No. 1:03-8402 04-589

Timothy J. Plank v. Alliance Capital Management Holding, L.P., et al., C.A. No. 1:03-8466 04-590 Israel Grafstein v. AXA Financial, Inc., et al., C.A. No. 1:03-8685 04-591 €
Gary Frost v. Alliance Capital Management Holding, L.P., et al., C.A. No. 1:03-8722 04-592
Lori Weinrib v. AllianceBernstein Growth & Income Fund, Inc., et al., C.A. No. 1:03-8915 04-593
Blanchard D. Smith, Jr. v. AllianceBernstein Growth & Income Fund, Inc., et al.,

C.A. No. 1:03-8981 04-594

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### MDL-1586 -- In re Mutual Funds Investment Litigation

### Northern District of California

Jacqueline Burton, et al. v. Marsh & McLennan Companies, Inc., et al., C.A. No. 3:03-4973

### Central District of California

Leann Lin v. Bank of America Corp., et al., C.A. No. 2:03-6330 Kathleen A. Sussman, et al. v. Nations Capital Growth Fund, et al., C.A. No. 2:03-6957 Jean Marie Maggi, et al. v. Bank of America Corp., et al., C.A. No. 2:03-7249

#### District of Colorado

Vivian Bernstein, et al. v. Janus Capital Management, LLC, et al., C.A. No. 1:03-1798 Ronald Abrams, et al. v. Janus Fund, et al., C.A. No. 1:03-1817

John G. Hill, Jr. v. Janus Capital Group, Inc., et al., C.A. No. 1:03-1847

Leona A. Marini, etc. v. Janus Investment Fund, et al., C.A. No. 1:03-1857

Priya Vadehera v. Janus Capital Group, Inc., et al., C.A. No. 1:03-1871

Tara Goldstein v. Janus Capital Group, Inc., et al., C.A. No. 1:03-1884

Vivian Bernstein v. Janus Capital Management, LLC, et al., C.A. No. 1:03-1909

John R. Lang, et al. v. Janus Fund, et al., C.A. No. 1:03-1942

William Silverman v. Janus Capital Group, Inc., et al., C.A. No. 1:03-1965

OH-628

#### District of Delaware

Zachary Alan Starr, etc. v Putnam Investment Management, Inc., et al., C.A. No. 1:03-1023

### Northern District of Illinois

William Pelak v. Bank One Corp., et al., C.A. No. 1:03-6591 Glen Robinson v. One Group International Equity Index Fund, et al., C.A. No. 1:03-6986 04-629 Norman Maged v. One Group Technology Fund, et al., C.A. No. 1:03-7029 04-630

### District of Massachusetts

Diane Saunders v. Putnam American Government Income Fund, C.A. No. 1:03-12086 Sally A. Bulawsky, et al. v. Marsh & McLennan Companies, Inc., et al.,

C.A. No. 1:03-12094

Samuel M. Troutman, et al. v. Putnam American Government Income Fund, et al.,

C.A. No. 1:03-12116

Lawrence E. Jaffe, etc. v. Putnam American Government Income Fund, et al.,

C.A. No. 1:03-12162

Miranda Zuber, et al. v. Putnam Investment Management, LLC, C.A. No. 1:03-12175

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### District of Massachusetts (continued)

Sara Gurno, et al. v. Putnam American Government Income Fund, et al., C.A. No. 1:03-12196
Ann Schneps Dubin, et al. v. Putnam Investment Management, LLC, C.A. No. 1:03-12209
Rochelle Meyer, etc. v. Putnam International Voyager Fund, et al., C.A. No. 1:03-12214

### District of New Jersey

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Andrew D. Mule, et al. v. Strong Capital Management, Inc., et al., C.A. No. 2:03-4221 John Golisano v. Bank of America Corp., et al., C.A. No. 2:03-4230 Arthur Sylvester v. Janus Capital Group, Inc., et al., C.A. No. 2:03-4261 Rhonda Vladimir v. Janus Capital Management LLC, et al., C.A. No. 2:03-4273 May Etsen, et al. v. Janus Fund, et al., C.A. No. 2:03-4369 Robert Corwin v. Thomas H. Bailey, et al., C.A. No. 2:03-4384 Robert K. Finnell, etc. v. Bank of America Corp., et al., C.A. No. 2:03-4446 04-624 Herbert Morris v. Janus Capital Management, LLC, et al., C.A. No. 2:03-4453 Roderick Rohrer v. Nations Capital Growth Fund, et al., C.A. No. 2:03-4496 Andy Yijun Huang, et al. v. One Group Technology Fund, et al., C.A. No. 2:03-4514 Milton Pfeiffer v. Alliance Capital Management, L.P., C.A. No. 2:03-4724 Robert Garfield, et al. v. Banc of America Capital Management, LLC, et al., 04-625 C.A. No. 2:03-4855 Roger Jee v. Alliance Capital Management Holding, L.P., et al., C.A. No. 2:03-4895 Marvin Goldfarb v. AllianceBernstein Growth & Income Fund, Inc., et al., C.A. No. 2:03-4962

### Eastern District of New York

Felicia Bernstein, etc. v. Alliance Capital Management Holding, LP, et al., C.A. No. 2:03-5087
Robert K. Finnell v. Alliance Capital Management Holding, L.P., et al., C.A. No. 2:03-5345

### Southern District of New York

Carol Pestone v. Janus Capital Group, Inc., et al., C.A. No. 1:03-6760
Brian Wormley. et al. v. Janus Capital Group, Inc., et al., C.A. No. 1:03-6790
Samuel T. Cohen v. National Capital Growth Fund, et al., C.A. No. 1:03-6847
Selma Stone, et al. v. Janus Fund, et al., C.A. No. 1:03-6914
Allan Dworkin v. One Group Technology Fund, et al., C.A. No. 1:03-6915
Selma Stone v. Strong Advisor Common Stock Fund, et al., C.A. No. 1:03-6916
Tom Torelli v. Strong Financial Corp., et al., C.A. No. 1:03-6969 04-619
Charles Tischler v. Bank One Corp., et al., C.A. No. 1:03-6970
Any Bloomfield v. Mark A. Beeson, et al., C.A. No. 1:03-6975
James Schultz v. Janus Capital Management, LLC, et al., C.A. No. 1:03-7123
Roger L. Bailey v. Janus Capital Management, LLC, et al., C.A. No. 1:03-7125

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### Southern District of New York (continued)

Elsie Haig, et al. v. Janus Fund, et al., C.A. No. 1:03-7218 David Kuperschmid v. Strong Capital Management, Inc., et al., C.A. No. 1:03-7287 04-614 Jack Yarbrough, et al. v. Janus Fund, et al., C.A. No. 1:03-7333 Nechama Tepfer v. Janus Capital Group, Inc., C.A. No. 1:03-7337 Lori Reinhardt v. Strong Advisor Common Stock Fund, et al., C.A. No. 1:03-7438 04-613 Wathena Ann Forsee v. Janus Fund, et al., C.A. No. 1:03-7654 04-615 James M. Archinaco v. Janus Capital Group, Inc., et al., C.A. No. 1:03-7745 04-616 Nada Hindo, et al. v. AllianceBernstein Growth & Income Fund, C.A. No. 1:03-7765 John Armentano v. Janus Fund, et al., C.A. No. 1:03-7766 のみ-617 Isidore Zimmerman v. Thomas H. Bailey, C.A. No. 1:03-7910 04-68 George W. Bookhout, et al. v. Alliance Capital Management Holding, L.P., et al., C.A. No. 1:03-7955 Charles Healy v. Alliance Capital Management Holding, L.P., et al., C.A. No. 1:03-8008 Richard J. Abt v. Alliance Capital Management Holding, L.P., et al., C.A. No. 1:03-8202 Tracy Silverman v. Alliance Capital Management Holding, L.P., et al., C.A. No. 1:03-8274 Marlene Seybold v. Alliance Capital Management Holding, L.P., et al., C.A. No. 1:03-8278 Martine Stansbery, Jr. v. AXA Financial, Inc., C.A. No. 1:03-8282 Shelia Schulman, et al. v. Putnam American Government Income Fund, et al.,

C.A. No. 1:03-8323

Michael Bernstein, et al. v. Alliance Capital Management Holding, L.P., et al.,

C.A. No. 1:03-8350

Dawn Maniskas v. Putnam American Government Income Fund, et al., C.A. No. 1:03-8368 Regina Kopelowitz v. AllianceBernstein Growth & Income Fund, Inc., et al.,

C.A. No. 1:03-8372

Robin Fernhoff, et al. v. AllianceBernstein Growth & Income Fund, Inc., et al.,

C.A. No. 1:03-8402

Salvatore Piliere v. Putnam Global Income Trust, et al., C.A. No. 1:03-8407 Timothy J. Plank v. Alliance Capital Management Holding, L.P., et al., C.A. No. 1:03-8466 Paul Angotta, et al. v. Putnam American Government Income Fund, et al.,

C.A. No. 1:03-8651

Kristin Garfield v. Putnam American Government Income Fund, et al., C.A. No. 1:03-8683 Israel Grafstein v. AXA Financial, Inc., et al., C.A. No. 1:03-8685 Ingeborg Engeler v. Putnam Investments Trust, et al., C.A. No. 1:03-8720 Gary Frost v. Alliance Capital Management Holding, L.P., et al., C.A. No. 1:03-8722 Lori Weinrib v. AllianceBernstein Growth & Income Fund, Inc., et al., C.A. No. 1:03-8915 Blanchard D. Smith, Jr. v. AllianceBernstein Growth & Income Fund, Inc., et al., C.A. No. 1:03-8981

### Southern District of Ohio

David Brett v. Bank One Corp., et al., C.A. No. 2:03-818
Pamela Dunlap v. One Group Technology Fund, et al., C.A. No. 2:03-916

OH-620

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### Eastern District of Pennsylvania

Gloria Steinberg, et al. v. Janus Capital Management, LLC, et al., C.A. No. 2:03-5048 Tom Kidwell, etc. v. Janus Capital Group, Inc., et al., C.A. No. 2:03-5242 George P. Tsetsekos, etc. v. Janus Capital Group, Inc., et al., C.A. No. 2:03-5354

### Eastern District of Wisconsin

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Gregory D. Coleman, etc. v. Strong Financial Corp., et al., C.A. No. 2:03-862

James Blevins v. Strong Capital Management, Inc., et al., C.A. No. 2:03-868

Jenell Marie Halvorson v. Strong Advisor Common Stock Fund, et al., C.A. No. 2:03-872 04-621

Thomas R. Jones v. Strong Financial Corp., et al., C.A. No. 2:03-884

Holly Painter v. Strong Capital Management, Inc., et al., C.A. No. 2:03-895

Congregation Ohel Torah v. Strong Capital Management, Inc., et al., C.A. No. 2:03-896 04-622

Steve LeFavour, etc. v. Strong Financial Corp., Inc., et al., C.A. No. 2:03-998 04-622

Jackson T. Ferris, et al. v. Strong Capital Management, Inc., et al., C.A. No. 2:03-998 04-622